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PLAINTIFFS

DEFENDANTS

FREDDIE D. SMITH, 88255-132

UNITED STATES OF AMERICA

CAUSE

28 U.S.C. 2255, Motion to Vacate

ATTORNEYS

pro se
Freddie D. Smith, #88255-132
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IF CASE WAS
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DATE	NR.	PROCEEDINGS
1976 7-12	1	Appl. to proceed without prepayment of costs, with Order, filed. (AEB-J)g
7-2	2	Motion to vacate sentence, filed. g
7-22	MO	Case referred to Mag. Morris L. Bradford for study and recommendation to the Court.s (AEB-J)
9-22	3.	Motion of pltf. for appt. of counsel, w/authorities, filed. rm
9-30	4.	Order, filed, that the mot. of Freddie D. Smith for appt. of counsel is overruled, and the Ct. holds under advisement the 2255 mot. and delays evidentiary hearing until the necessity therefor is determined after the transcript of the Mar. 14, 1975, hearing is received and reviewed.s (AEB-J) cps. mld.
1-7-77	5	Order, filed, overruling and denying motion to vacate, and dismissing case. (AEB-J)g cp mld.
1-19-77	6	Notice of appeal (letter) filed by plaintiff.(cp to USCA)g
2-7	MO:	The Court Clerk is directed to file herein the attached letter from Freddie D. Smith, Reg. No. 88255-132, and attachment, as well as the Court's response thereto. FURTHER, the United States Attorney, Nathan G. Graham, is to be provided a copy of the January 24, 1977, letter from Freddie D. Smith, the attachment thereto, and the Court's response to Mr. Smith. The Court was totally unaware of any such purported affidavit by Ollie Gresham prior to receipt of Mr. Smith's letter; & it is presumed the U. S. Attorney was also uninformed as to any such purported affidavit prior to Mr. Smith's January 24, 1977, letter, particularly considering the representations made to the Court in camera on January 17, 1975. (AEB-J)b ltr & cps to US Atty.
2-7	7	Letter from Freddie D. Smith, dated 1-24-77, with affd. of Ollie W. Gresham, filed. g
2-7	8	Court's response (letter) to Smith's letter of 1-24-77, filed. g
2-16		Appeal record sent to USCA.(Orig. + 3 copies, 5 vols.)
9-12	--	Mandate and opinion of 10th Circuit, filed and spread of record, affirming court's order of 1/7/77. rm
9-12	--	Appeal record (5 vols) received from USCA.rm <i>(Manuscripts in 74-CR-86)</i>
2-13-78	---	Letter from 10th Circuit, that pet. for writ of cert. was filed in Supreme Court on 2/6/78 and assigned No. 77-6155.
2-21	--	At direction of 10th Circuit, orig. appeal record transmitted to Supreme Court. rm
10-11	---	Appeal record (5 vols) received from Supreme Court, which includes transcripts in 74-CR-86. rm
10-16	--	Letter from 10th Circuit that petition for writ of cert. was denied by Supreme Ct. on 10/2/78. rm
6-27-80	--	APPEAL RECORD (5 vols) received from 10th Cir., including 4 vols of transcripts of proceedings in 74-CR-86. rm